IN THE HIGH COURT OF JUDICATURE AT BOMBAY
APPELLATE SIDE

CIVIL APPLICATION NO.171 OF 2005
(For condonation of delay)
IN
FAMILY COURT APPEAL (STAMP) NO.19038 OF 2005

Sou.Seems Bhagwan Tike — Applicant
vs.
Bhagwan Krishna Tike — Respondent

Mr.P.D.Dalvi for the applicant.

CORAM : R. M. LODHA & A.S.BAGGA, JJ.

DATED : 27th June, 2006

P.C.

The advocate for the appellant submits that the respondent has been served with this civil application.

2. The Family Court Appeal suffers from delay of 31 days. By this civil application, the appellant seeks condonation of delay. The explanation of delay is set out in paragraphs 3 and 4 of this civil application. Respondent has not chosen to appear and oppose this civil application and, thus, facts stated in paragraphs 3 and 4 of the civil application remain untraversed. We are satisfied that the appellant was prevented by sufficient cause in filing the appeal in time.

3. Delay in filing the appeal is condoned.

4. Office to process the Family Court Appeal and post it for admission as soon as numbered.

5. Civil application stands disposed of.

(R.M. LODHA,J.)

(A.S. BAGGA,J.)